



ABSTRACT

PUBLIC SERVICES – Department for Women, Children, Disabled & Senior Citizens - Departmental proceedings initiated against Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District and presently retired as District Welfare Officer, WCD & SC, Nizamabad District under Rule 20 of A.P.C.S. [CC&A] Rules, 1991, on the “Payment to Food suppliers without receipt of stock” in Karimnagar District – Articles of charges – Issued.

DEPARTMENT FOR WOMEN, CHILDREN, DISABLED AND SENIOR CITIZENS
(ESTT)

G.O.Rt.No.143,

Dated:09-08-2017.

Read the following:-

- Ref:-
1. From the Director, WD&CW, T.S., Hyderabad, Lr.No.1380/Vig/2017, dated 26.05.2017.
 2. G.O.Ms.No.16, Department for WCD & SC [Estt.], dated:09.08.2017.

& & &

ORDER:-

In pursuance of the sanction accorded by the Government under Sub clause (i) of clause (b) of Sub rule (2) of Rule 9 of A.P. Revised Pension Rules, 1980 for instituting departmental proceedings against Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District and presently retired as District Welfare Officer, WCD & SC, Nizamabad District in the reference 2nd read above, it is proposed to hold an inquiry against the said Charged Officer in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) rules 1991, R/w Rule 9 of A.P. Revised Pension Rules, 1980 as he was found responsible for “Payment to Food suppliers without receipt of stock” in Karimnagar District.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure II & III).

3. Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District [Now Retired] is directed to submit a written statement of his defense within 10 days from the date of the receipt of this order.

4. Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District [Now Retired] is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District [Now Retired] is further informed that, if he does not submit his written statement of defence on or before the date specified in para – 3 above, further action will be processed based on the material available.

P.T.O.

:: 2 ::

6. The attention of Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District [Now Retired] is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District [Now Retired] is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

M. JAGADEESHWAR,
SECRETARY TO GOVERNMENT.

To

Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District and presently retired as District Welfare Officer, WCD & SC, Nizamabad District through the Director, Women Development & Child Welfare, Telangana State, Hyderabad.

Copy to:-

The Director, WD & CW, Telangana State, Hyderabad with a request to serve the above G.O. alongwith all supportive documents mentioned in Annexures I, II & III to the individual and return the served copy immediately to Government together with defence statement, if any, received.

SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER

Contd. . . 3

ANNEXURE -I

Statement of article of charge framed against Sri S.Mohan Reddy, the then Project Director, DW&CDA, Karimnagar District and presently retired as District Welfare Officer, WCD & SC, Nizamabad District.

Charge No. I: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has made payments to the firm without receiving the food stock in 11 ICDS Projects. As per the instructions of the then PD, Karimnagar all the CDPOs have issued stock entry certificates without actually receiving the stock. In respect of some of the invoices for which stock entry certificate was issued in March 2013, the payments were made during March 2014 i.e., end of the financial year after one year from the date of invoice. During a cross check of these payments made by the PD with the stock registers of the CDPOs, it was observed that the stock was actually not received in some of the CDPOs. Despite the fact of non receipt of the stock, payments were made during March 2014 after a lapse of one year from the date of invoice. The details of payments which stock was not received in the CDPOs are as follows:-

Vr.No. Date	Amount Paid	Invoice No. date	Name of the firm	Recipient	Date if stock entry
159/7-3- 2014	626691.00	6566/ 13-3- 2013	HACA Ltd.,	CDPO, Peddapalli	March 2013
157/7-3- 2014	726554.40	475/ 21-3- 2013	National Coop. Consumers Federation of India Ltd.,	CDPO, Sultanabad	March 2013
158/7-3- 2014	921028.40	477/ 21-3- 2013	National Coop. Consumers Federation of India Ltd.,	CDPO, (Rural)	March 2013
158/7-3- 2014	1757817	6569	HACA Ltd.,	CDPO, Bheemadevara pally	March 2013
295/26- 3-2013	1372650	6568	HACA Ltd.,	CDPO, Bheemadevara pally	March 2013
-	836696	6567	HACA Ltd.,	CDPO, Bheemadevara pally	February 2013
Total:-	6241436.80				

The details of stocks which were returned due to inferior quality. But without receiving the replacement stock the payment was made as follows:-

Vr.No. Date	Amount Paid	Invoice No.date	Name of the firm	Recipient	Date if stock entry
263/14- 3-2013	11,56,050	4154/1-3- 2013	Federation of Sericulturists and Silk Weavers Coop. Societies Ltd.	CDPO, Metpally	March 2013
295/26- 3-2013	4,48,875	6568/4-3- 2013	HACA Ltd./	CDPO, Bheemadevera pally	February 2013
Total:-	15,04,925				

P.T.O.

Thus overall an amount of Rs.77,46,361.80/- was misappropriated and loss was caused to the exchequer due to the negligence of his duties in making payment without monitoring whether the stock were received from the firm or not. Thus, he indulged in grave financial misappropriation. Hence the charge.

Charge No. II: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently Retired as DWO, WCD&SC Nizamabad District has failed to adopt the lowest rates as per the rates specified by the DLPC & Directorate, which resulted in excess expenditure for procurement of commodities of i.e., Sprouts, Salt, Zeera, Mustard rai as follows:-

Item	Rate adopted	Rate to be adopted	Difference
AP Green gram dal	62.00	62.00	0
Broken Wheat	23.00	23.00	0
Sprouts	47.00	30.50	16.50
Dry Chilies	68.00	68.00	0
Turmeric powder	170.00	170.00	0
Iodized salt	11.90	8.00	3.90
Zeera	255.00	180.00	75.00
Mustard rai	81.60	38.00	43.60

Further, not followed the procedure and incurred excess expenditure and also failed to show the relevant record pertaining to the total quantity procured during the year 2011-12 & 2012-2013 to the Audit Officials during the inspection. Hence the charge.

Charge No. III: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to monitor and ensure distribution of Balamrutham stock to the AWCs as per the beneficiaries enrolled. During the Audit it was found that out of 15352 beneficiaries only 4281 children could be provided with Balamrutham and balance of 11071 beneficiaries could not be provided for in the month of November 2015 which inturn resulted in non supply of Balamrutham to eligible beneficiaries.

Sl. No.	Name of the sector & CDPO	Name of the CDPO	THR Attendance (6 m to 3 yrs)	Stock available as on Nov 2015 (including OB and Receipts)	Stock utilized (kg) No.of During 2015)	Stock sufficient for Children @2.5kg each child (Col (6) 2.5)	No.of children not provided for Col (4) – Cole for (7)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1	Appanpeta	Peddapally	971	2912.000	1127.500	451	520
2	Kundanpally	Peddapally	658	2087.500	1527.500	611	47
3	Basanthnagar	Peddapally	707	1870.000	1344.000	538	169
4	Odela	Peddapally	1110	1824.800	0.000	0	1110
5	Srirampur	Peddapally	886	2668.000	805.475	322	564
6	Bommapur	Mahadevpur	504	582.500	542.500	217	287
7	Gangaram	Mahadevpur	505	132.500	132.500	53	452
8	Kataram	Mahadevpur	815	1200.000	1167.500	467	348

9	Mahadevpur	Mahadevpur	417	825.000	795.000	318	99
10	Palimela	Mahadevpur	416	1182.500	985.000	394	22
11	Mahamutharam	Mahadevpur	559	2370.000	1375.000	550	9
12	Marripalli	Vemulawada	842	40.000	40.000	16	826
13	Thippapur	Vemulawada	1115	42.500	42.500	17	1098
14	Shatralpalli	Vemulawada	930	2.5000	2.5000	1	929
15	Boinpalli	Vemulawada	604	665.500	665.500	266	338
16	Kodurupaka	Vemulawada	662	5.000	5.000	2	660
17	Konaraopet	Vemulawada	717	30.000	30.000	12	705
18	Dharmamram	Vemulawada	646	60.000	60.000	24	622
19	Chandurti	Vemulawada	935	0.000	0.000	0	935
20	Moodpalli	Vemulawada	627	0.000	0.000	0	627
21	Mustipalli	Vemulawada	726	55.000	55.000	22	704
Total:-			15352			4281	11071

Thus, he has failed in implementing the Scheme properly for smooth functioning of ICDS as per the Government Guidelines. Hence the charge.

Charge No. IV: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District during 2013-14, though tenders were finalized based on NECC rate plus transportation, agreements could not be concluded as there were stay orders by the High Court as the tenders were restricted only to poultry farmers. In view of this, the supply of eggs was entrusted to Zilla Samakhya at NECC rate plus transportation and Rs. 0.25 as supervision charges. This system of procurement continued till date. The Zilla Samakhya had to naturally procure the eggs either from the poultry farmers or the traders. Thus it incurred avoidable payment of Rs. 0.25 per egg to the Zilla Samakhya. This resulted in additional expenditure to the extent of Rs. 2,54,84,004. Moreover, the record were not made available in the Audit Party on the actually number of Eggs supplied during the said period and as per the MPRs the expenditure incurred is as detailed below:-

Year	Monthly requirement of eggs	Total requirement of eggs for the period	Additional expenditure due to allowance of Rs. 0.25 as supervision charges to Zilla Samakhya (Rs)
2013-14(10/2013 to 3/2014)	4512088	27072528	6768145.5
2014-15	5611898	52024716	13006179
2015-16	4503520	54042240	13510560
TOTAL:-			33284884.5

Hence cause of loss to Government on additional charges and moreover supply figures were not available. Hence, the charge.

Charge No. V: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to submit the replies to the Audit Officials when they have conducted inspection during 16.03.2016 to 26.03.2016 and 21.04.2016 to 28.04.2016 and has shown negligence and disobedience in performing his duties as District Head. Hence the charge.

P.T.O.

Charge No. VI: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District, the agency has received an amount of Rs. 1,25,74,527 to the end of March, 2016 for meeting expenditure on various components of ICPS by District Child Protection Agency / District Child Protection Unit as detailed below:-

Year	Receipts (Rs.)	Expenditure (Rs.)
2010-11	1166500	0
2011-12	324000	648038
2012-13	3979097	2007619
2013-14	1556500	1975474
2014-15	2654630	1726281
2015-16	2893800	3758043
Total	12574527	10115455

From the above total available funds of Rs. 1,25,74,527 an amount of Rs. 1,01,15,455 has been incurred by the end of March, 2014 leaving unspent balance of Rs.24,59,072. During 2010-11, expenditure was not incurred and during 2011-12, except for salaries of staff. This indicates that no activity was taken up during the years 2010-11 and 2011-12.

Further, though amounts were received for i) repatriating children, (ii) sensitization and capacity building of all stake holders, (iii) sponsorship and foster care fund and (iv) situation analysis only a meager or no expenditure was incurred. The details of amounts received and expenditure particulars for the period 2010-16 are as follows:-

Sl. No.	Category	Amount released (Rs)	Amount incurred (Rs)
1	Repatriating Children	400000	Nil
2	Sensitization and capacity building of all stake holders	500000	56,830
	Advocacy and awareness	420566	2,47,723
3	Sponsorship and foster care fund	1225000	1152000
4	Situation analysis	300000	Nil

Further in respect of ICPS Special Adoption Agency, an amount of Rs. 32,82,916 was received during the period 2011-12 to 2015-16 of which an amount of Rs. 29,58,916 was incurred to end of March 2016. Moreover, though an amount of Rs.1,00,000 was provided for procurement of 10 cradles, no amount was incurred so far.

As of March 2016, an amount of Rs. 39,75,064/- (including bank interest Rs. 641657/- and receipts from prospective adoptive parents – Rs.550520/-) was lying in bank. It was evidence that action plans were not prepared for implementation of various activities under ICPS so far.

Thus, non incurring of expenditure on funds released for implementation of ICPS Programs is highly irregular and keeping the amounts ideal has cost hindrance for proper implementation / utilization of ICPS funds. Hence, the charge.

Contd. . . 7

Charge No. VII: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to follow the procedure to call for the Quotations for hiring of private vehicles. Without calling for quotations, vehicles were hired during the period from 4/2013 to 11/2015. The payment of an amount of Rs. 7,43,550 was paid for hiring the vehicle No. MH 04 CE 3933 and AP 10 V 2022 during 4/2013 to 11/2015 though agreement was already entered with vehicle no. AP 15 TV 3054 which is irregular. Hence, the charge.

Charge No. VIII: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to follow the procedure and instructions as per circular no. 10783-C/321/DCM-II/2010, dt. 13.06.2012 of Finance (DCM.II) Department. The requisite documents of permit fitness certificate, insurance tax, professional driving license, with batch of driver proposed to be engaged pollution check control certificate tender conditions are not available since June 2013. Hence the charge.

Charge No. IX: That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District, during the period 2015-16, has failed to deduct the Income Tax from the salaries paid to the employees working under his control during the financial year **and** failed to discharge his duties as a Drawing and Disbursing Officer (DDO) as per Income Tax Act.

Month	Gross amount drawn (Rs)
March 2015	72005
April 2015	72005
May 2015	72005
June 2015	72005
July 2015	72005
August 2015	86915
September 2015	89055
October 2015	91192
November 2015	91192
December 2015	91192
January 2016	91192
Pay Fixation Arrears	74550
Surrender Leave Salary	62576
DA Arrears from 1/2015 to /2015	18745
Total Amount Drawn	1056634

The income tax on the above income worked out to Rs. 1,08,809 as detailed below:-

1	Gross Salary		1056634
2	HRA Exempted as information available	NA	Nil
3	Total Salary 1-2)		1056634
4	Deductions: Profession Tax	2200	2200
5	Income From Salary (3-4)		1054434
6	Deductions CMRF EWF /F Fund Total	1018 220 1238	1238

7	Gross total Income		1053196
8	Deductions under Chapter VI A GPF GIS APGLIF Total (Maximum of Rs. 1,50,000)	181608 1320 1375 184303	150000
9	Net Taxable Income rounded to nearest Rs. 10		903200
10	Tax on Income a) Upto Rs. 2,50,000 b) Rs. 2,50,001 to Rs. 5,00,000 c) Rs.5,00,001 to Rs. 10,00,000 Total	Nil 25000 80640 105640	1,05,640
11	Education Cess @ 1%		1,056
12	Secondary & Higher Education Cess @ 2%		2,113
13	Total Tax Payable		1,08,809
14	Details of Tax Deduction		Nil
15	Tax to be Paid		1,08,0809

Above lapse shows the negligence of his duties as Drawing and Disbursing Officer. Hence, the charge.

Charge No. X:- That, during the tenure of Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District, during the Audit Inspection conducted by the Audit Officials from 16.03.2016 to 26.03.2016 and 21.04.2016 to 28.04.2016 it was noticed that out of 99 cases including opening balance 55 cases under Domestic Violence were kept pending inspite of the stipulation of 60 days for disposal of the cases under Domestic Violence Act 2005. Thus, he has failed to monitor and discharge his duties in early finalization of the cases being the Head of the District. Hence, the charge.

Charge No. XI:- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed in monitoring and maintaining the copies of the indent placed with the firms in respect of red gram dal, oil, rice and eggs and also centralized stock register to record the CDPOs wise indented and supplied, thus non monitoring of the relevant registers has given the scope of irregular supply and payments without receiving the stock. Thus he has failed in implementation of the Scheme being the Head of the District Office. Hence the charge.

Charge No. XII:- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to issue the work order to M/S vision technologies even after finalization of the quotations for procurement of the computers and printers and drawn an amount of Rs.8,96,988/- and deposited in DDO account. Hence, the charge.

Charge No. XIII:- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed in issuing the posting orders to the 4 AWWs and 4 Helpers though they were selected under the District Selection Committees. Action was not taken for settling the issue of GCPs bonds, monitoring of mechanism in respect of the grievances in respect of sexual harassment of working women. Thus, being in the cadre of the Project Director/district head has failed perform his legitimate duties and responsibilities properly in the administrative duties/works, which is irregular. Hence the charge.

Charge No. XIV :- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to monitor and remit the un utilized amounts under civil works to the tune of Rs.66,23,227.53/-. Moreover, funds of Rs.16,29,000/- which were drawn in advance of requirement are also lying unutilized under OOE,SUW/SAM/MAM children without remitting to the Government account which is irregular. Hence he has failed to discharge his duties as the drawing and disbursing officer.

Charge No. XV :- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to ensure that, the amount of Premiums towards TGLIs and subscription towards GPF are recovered as per the G.Ms.No.49 Dt.27.04.2015 Fin.Admn.Dept (with reference to the revised pay scale 2015) resulted the short recoveries of the said subscriptions. Whereas, the DDO is solely responsible for recovery of first premium and submission of prescribed form immediately to concerned District Insurance Officer. After recovery of first premium so as to issue the policy, but he has failed to do so. Hence the charge.

Charge No. XVI :- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has made excess remuneration paid to the legal counselors, social counselors under the D.V.Act in the districts to the tune of Rs.52115.The amount of Rs.25,000/- under sale proceeds of containers/gunny bags received from the districts were also irregularly utilized for conduct of women's day celebrations. Hence he has failed to perform his duties as the drawing and disbursing officer. Hence, the charge.

Charge No. XVII:- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has failed to disburse the amount of Rs.50,000/- to the girl victim Kum.B.Padmavathi even after 6 years of sanction of an amount and was kept lying in DDO Account pertaining to an amounts received towards financial assistance to the women and girl victims affected by the cognizable offences towards financial Assistance. Hence, the charge.

Charge No. XVIII:- That, Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently retired as DWO, WCD&SC, Nizamabad District has not made the reconciliation of Departmental Receipts and expenditure with treasury since the last audit i.e. 2/2014 to 4/2016 (8 years) and not conducted departmental inspection and internal audit of the office which is irregular and violated the para 19.6 of A.P Budget Manual and guidelines given by the Government in G.O.MsNo.247, dt:-8-2-1962, G.O.Ms.No.34, dt;23-1-1989, G.O.Rt.No.1416, dt:1-7-1997 & G.O. Circular 42050Ar-11197-7 issued by the GAD, Finance & Planning Department from time to time. Hence, the charge.

M. JAGADEESHWAR,
SECRETARY TO GOVERNMENT.

P.T.O.

ANNEXURE – II

List of documents by which the articles of charges framed against Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently Retired as DWO, WCD&SC, Nizamabad District are proposed to be sustained.

1. GSSA /SS-III/TS/U-I/2016-17/18, dated 30.05.2016 of AGAP, T.S., Hyderabad with relevant material.
2. U.O.Note No. 2184/B3-Audit/2016, dt. 21.04.2017 Inspection Report of Accounts Officer.

ANNEXURE – III

List of witnesses by whom the articles of charges framed against Sri S. Mohan Reddy, while working as PD, DW&CDA, Karimnagar District and presently Retired as DWO, WCD&SC, Nizamabad District are proposed to be sustained.

1. HACA Ltd.,
2. National Coop. Consumers Federation of India Ltd.,
3. CDPO Peddapally
4. CDPO, Sultanabad
5. CDPO, Karimnagar (R)
6. CDPO. Metpally
7. CDPO, Bheemdevarapally,

M. JAGADEESHWAR,
SECRETARY TO GOVERNMENT.